

Daniel F. Caruso
Chairman

STATE OF CONNECTICUT

CONNECTICUT SITING COUNCIL

Ten Franklin Square, New Britain, CT 06051

Phone: (860) 827-2935 Fax: (860) 827-2950

E-Mail: siting.council@ct.gov

Internet: ct.gov/csc

February 6, 2008

TO: Council Members

FROM: S. Derek Phelps, Executive Director

RE: **PETITION NO. 836** – Waterside Power LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction and operation of a permanent peaking facility located at 17 Amelia Place, Stamford, Connecticut.

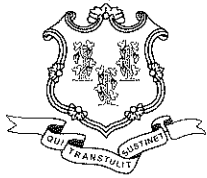


Enclosed please find a copy of the Council's notice of public hearing.

SDP/cm

Enclosure (1)

c: Secretary of the State
Robert L. Marconi, Assistant Attorney General
Parties and Intervenors
Application Service Recipients
Ginger Teubner, DPUC



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HEARING NOTICE

Pursuant to provisions of General Statutes § 16-50m and Section 16-50j-21 of the Regulations of Connecticut State Agencies, notice is hereby given that the Connecticut Siting Council (Council) will conduct a public hearing on Thursday, March 6, 2008, beginning at 3:00 p.m., and continued at 7:00 p.m., at the Stamford Government Center, 4th floor Cafeteria, 888 Washington Boulevard, Stamford, Connecticut, and thereafter as necessary. The hearing will be on a petition from Waterside Power LLC for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction and operation of a permanent peaking facility located at 17 Amelia Place, Stamford, Connecticut.

The 3:00 p.m. hearing session will provide the petitioner, parties, and intervenors an opportunity to cross-examine positions. The petitioner will be allowed a final rebuttal. Briefs will be entertained after the close of the last hearing session. The 7:00 p.m. hearing session will be reserved for the public to make brief statements into the record. Cross-examination of parties and intervenors will resume, if necessary, after all statements have been heard.

The Council will conduct a public field review of the proposed site on Thursday, March 6, 2008, beginning at 2:00 p.m.

Applicable law for this proceeding includes the Public Utility Environmental Standards Act, General Statutes § 16-50g, et seq., and Sections 16-50j-1 through 16-50v-1a of the Regulations of Connecticut State Agencies.

The Council will hold a pre-hearing conference on procedural matters on Wednesday, February 13, 2008, beginning at 11:00 a.m. at the Council's office, 10 Franklin Square, New Britain, Connecticut.

The Council directs that all testimony and exhibits be pre-filed with the Council and all parties and intervenors by February 28, 2008. In accordance with the State Solid Waste Management Plan, the Council requests that all filings be submitted on recyclable paper, primarily regular weight white office paper. Please avoid using heavy stock paper, colored paper, and metal or plastic binders and separators.

Individuals are encouraged to participate through their elected officials, and other party/intervenor groupings.

Any person seeking to be named or admitted as a party or intervenor to the proceeding may file a written request to be so designated at the office of the Connecticut Siting Council, 10 Franklin Square, New Britain, Connecticut 06051, on or before February 28, 2008.

Parties and intervenors will be allowed to submit briefs and proposed findings of fact within 30 days after the close of the hearing.

Any person who is not a party or intervenor to this proceeding may file a written statement with the Council at the hearing or any time up to 30 days thereafter. Such statements will become part of the record. No written statement or any other material, evidence, or other information will be accepted from any person not a party or intervenor to the proceeding after 30 days following the close of the hearing, except as otherwise prescribed by law or the Council.

A verbatim transcript of the hearing session(s) will be made and deposited with the City Clerk's Office of the Stamford City Hall for the convenience of the public.

Requests for information in alternative formats or for sign-language interpreter services must be submitted in writing by February 28, 2008.

The applicant of this facility is represented by the following:

Petitioner

Waterside Power, LLC

Its Representative

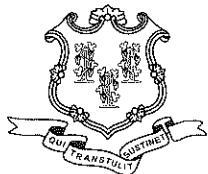
John DeTore, Esq.
Rubin and Rudman, LLP
50 Rowes Wharf, 3rd Floor
Boston, MA 02110

Thomas E. Atkins, Director
Waterside Power, LLC
1040 Great Plain Avenue
Needham, MA 02492

A copy of the petition is available for review at the Council's office during office hours at 10 Franklin Square, New Britain, Connecticut, (860) 827-2935. The Council has assigned this petition no. 836.

February 6, 2008

Connecticut Siting Council



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Chairman

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February 6, 2008

Ruth Girolomo
Post Reporting Service, Inc.
2015 Dixwell Avenue
Hamden, CT 06514

RE: **PETITION NO. 836** – Waterside Power LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction and operation of a permanent peaking facility located at 17 Amelia Place, Stamford, Connecticut.

Dear Ms. Girolomo:

In reference to our telephone conversation, your attendance will be required at a hearing of the Connecticut Siting Council (Council) regarding the subject docket on:

Thursday, March 6, 2008
3:00-5:00 p.m. and 7:00-10:00 p.m.
Stamford Government Center
4th floor Cafeteria
888 Washington Blvd.
Stamford, Connecticut

The Council will require delivery of the complete transcript, an original and one copy, within one week of the hearing. I am enclosing a copy of the application filing and our hearing notice for your convenience. If you have any questions concerning this matter, please call me.

Very truly yours,

Carriann Mulcahy
Secretary I

cm

Enclosure (2)



Daniel F. Caruso
Chairman

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CONNECTICUT SITING COUNCIL

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Phone: (860) 827-2935 Fax: (860) 827-2950
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February 6, 2008

Joseph Reese
Tech Theatrical Services, LLC
98 Knight Street
Watertown, CT 06795

RE: **PETITION NO. 836** – Waterside Power LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction and operation of a permanent peaking facility located at 17 Amelia Place, Stamford, Connecticut.

Dear Mr. Reese:

Your attendance will be required at a hearing of the Connecticut Siting Council (Council) regarding the subject docket on:

**Thursday, March 6, 2008
3:00-5:00 p.m. and 7:00-10:00 p.m.
Stamford Government Center
4th floor Cafeteria
888 Washington Blvd.
Stamford, Connecticut**

I am enclosing a copy of our hearing notice for your convenience. If you have any questions concerning this matter, please call me.

Very truly yours,

Carriann Mulcahy
Secretary I

cm

Enclosure



Daniel F. Caruso
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February 6, 2008

TO: Classified/Legal Supervisor
836080206
The Hartford Courant
285 Broad St.
Hartford, CT 06115

Classified/Legal Supervisor
836080206
The Advocate
Southern Connecticut Newspaper, Inc
P.O. Box 9307
Stamford, CT 06904-9307

FROM: Carriann Mulcahy, Secretary *CM*

RE: **PETITION NO. 836** – Waterside Power LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction and operation of a permanent peaking facility located at 17 Amelia Place, Stamford, Connecticut.

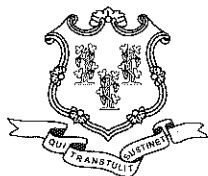
Please publish the attached legal notice for one day on the first day possible from receipt of this notice, except on Saturday, Sunday, or holiday.

Pursuant to General Statutes § 16-50m(c), the general notice to be public shall be published in its entirety in not less than **TEN POINT BOLDFACE TYPE**. If you have any questions concerning the ten point type, please contact me. If your newspaper does not have ten point type, please so state and also state the size type actually used in the legal notice in your affidavit.

Please send affidavit of publication and invoice to: Connecticut Siting Council
10 Franklin Square
New Britain, CT 06051

cm

Enclosure (1)



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February 6, 2008

TO: Commissioner Gina McCarthy
Department of Environmental Protection

Commissioner J. Robert Galvin
Department of Public Health

Karl Wagener, Executive Director
Council on Environmental Quality

Commissioner Donald W. Downes, Chairman
Department of Public Utility Control

Robert Genuario, Secretary
Office of Policy and Management

Commissioner Joan McDonald
Department of Economic and Community Development

Arthur W. Gruhn, P.E.
Chief Engineer, Bureau of Engineering and Highway Operations
Department of Transportation

FROM: S. Derek Phelps, Executive Director

RE: **PETITION NO. 836** – Waterside Power LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction and operation of a permanent peaking facility located at 17 Amelia Place, Stamford, Connecticut.

Pursuant to General Statutes § 16-50j(h), the Connecticut Siting Council hereby solicits your written comments and consultation. Your response by or before February 28, 2008, will be appreciated.

A copy of this petition is attached for your review and information.

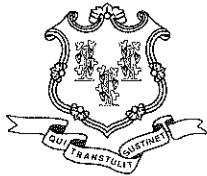
Enclosure: Petition No. 836

SDP/cm

c: Parties & Intervenor
Council Members



CONNECTICUT SITING COUNCIL
Affirmative Action / Equal Opportunity Employer



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Chairman

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Screening Checklist

Connecticut Department of Transportation

Potential Transportation Infrastructure Impacts

Connecticut Siting Council Petition No. 836

Location: 17 Amelia Place, Stamford, Connecticut

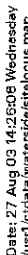
1. Is the proposed facility abutting the right-of-way of a State maintained highway?

No
2. Is access for construction or maintenance of the proposed facility needed directly from a State maintained highway

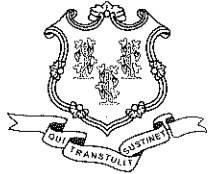
No
3. Does the proposed construction or maintenance of the proposed facility impact any licensed aviation facility (L.A.F.)? Definition: L.A.F. is a facility licensed to operate by DOT, airport, heliport or parachute coop area.

No
4. Is the proposed facility within or abutting a State owned Railroad Right-of-Way?

Yes -- Please provide an area and site plan.



Attachment D - 1 Site Locus Map



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February 6, 2008

The Honorable Dannel P. Malloy
Mayor
City of Stamford
Stamford Government Center
888 Washington Boulevard
Stamford, CT 06904-2152

RE: **PETITION NO. 836** – Waterside Power LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction and operation of a permanent peaking facility located at 17 Amelia Place, Stamford, Connecticut.

Dear Mayor Malloy:

The Connecticut Siting Council (Council) has scheduled a public hearing on March 6, 2008, in your city in connection with the above-referenced proceeding. Although not required by law in a petition for declaratory ruling, because of the nature of this filing the Council has concluded that a public hearing is appropriate. I am writing to invite you to participate in this hearing.

Please be advised that the Council's processes enable municipal governments to engage in meaningful discourse and, if they choose, to even assert a legal role in the proceedings of applications that come before the Council. Your participation at such hearing may take many forms; municipal officials may make opening statements to the Council, present written documents, or may seek Party or Intervenor Status and put on a case with witnesses.

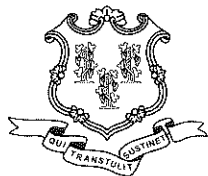
Our staff is available to assist you in understanding our process and your options. If you have questions, please contact Executive Director S. Derek Phelps (860 827-2935). In the event you have legal questions, please contact our Assistant Attorney General Robert Marconi (860 827-2682).

The Council weighs many issues before rendering its decisions. It is important that we know the City's views as part of that decision making process. We hope you will take part in our hearing process.

Sincerely,

Daniel F. Caruso
Chairman

DFC/SDP/cm



Daniel F. Caruso
Chairman

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February 6, 2008

Taylor Bova, Bldg. Mgr.
Office of Operations
Facilities Management Division
Stamford Government Center
888 Washington Boulevard
Stamford, CT 06904-2152

RE: **PETITION NO. 836** -- Waterside Power LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction and operation of a permanent peaking facility located at 17 Amelia Place, Stamford, Connecticut.

Dear Mr. Bova:

Confirming our telephone conversation of December 11, 2007, I appreciate the reservation of the 4th Floor Cafeteria at the Stamford Government Center for a public hearing on March 6, 2008, from 2:00 p.m. to 10:00 p.m.

For your information, I have attached a general plan for seating arrangements.

If any other information is needed, please contact me at my office. Thank you for your assistance.

Very truly yours,

Carriann Mulcahy
Secretary I

cm

Enclosure (1)

Seating Arrangements:

X X X X X X X X X X X X

Council Table
(seating for twelve)
(x = chairs)

X
X

Table for
Court Reporter
(x = chairs)

Applicant Table
(x = chairs)

X X X X

Party Table
(seating for three)
(x = chairs)

X X X

Podium for public

SEATING FOR PUBLIC
(chairs facing Council table)